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PATENT

Attorney Docket No.: 021044-004110US
Rigel Reference: P.0124.00.PC.UT.NEW.RR

Date: December 4, 2006

TOWNSEND and TOWNSEND and CREW LLP

By: Karen Karlin

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

James B. Lorens et al.

Application No.: 10/525,573

Filed: July 17, 2006

For: MODULATORS OF
ANGIOGENESIS

Customer No.: 20350

Confirmation No.: 4166

Examiner: Sumesh Kaushal

Art Unit: 1633

RESPONSE TO RESTRICTION
REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the restriction requirement mailed November 2, 2006, Applicants elect Group II, claims 1-17, 19-24, drawn to a method of identifying a compound that modulate angiogenesis, the method comprises contacting the compound with a polypeptide encoded by a nucleic acid sequence that hybridizes to the nucleic acid sequence selected from SEQ ID NO:3..., and SEQ ID NO:519 or corresponding polypeptide selected from SEQ ID NO:4...SEQ ID NO:524. Applicants also elect the nucleic acid sequence encoding the SUSP-1 protein (SEQ ID NO:456).

The foregoing election is made with traverse, as the eight groups set forth by the Examiner all stem from a common concept and theory, and are thus related. As such, prosecution of the claims of Groups I-VIII would not place a substantially greater

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burden on the Examiner. Applicants therefore respectfully request that the Examiner withdraw the Restriction Requirement and consider all the claims together.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 925-472-5000.

Respectfully submitted,


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